

**IN THE HIGH COURT OF JHARKHAND AT RANCHI**

**A.B.A. No.4065 of 2022**

Meeta Goswami

Versus

1. The State of Jharkhand

2. Voomika Mukherjee

Petitioner

Opposite Parties

**CORAM: HON'BLE MR. JUSTICE GAUTAM KUMAR CHOUDHARY**

For the Petitioner : Mr. Sharad Kaushal, Advocate

For the State : Mr. Satish Prasad, A.P.P.

**Oral Order**

**04/ Dated : 30.05.2022**

The anticipatory bail application filed on behalf of petitioner- Meeta Goswami, who is apprehending her arrest in connection with Bariatu P.S. Case No.347 of 2021 for the offence registered under Section 498A of the I.P.C. pending in the Court of Sri D.N. Shukla, learned Judicial Magistrate, Ranchi is pressed into motion.

As per the prosecution case, the informant was married to the son of this petitioner namely Amit Goswami on 04.08.2019 at Mayapur (New Delhi). It is said that after marriage her mother-in-law, petitioner blamed the informant for no dowry paid by her father. It is further alleged that after 5/6 days of the marriage, her ornaments were taken by the petitioner. It is further alleged that on instigation of her mother-in-law, her husband made unlawful demand.

It is submitted by learned counsel on behalf of petitioner that from F.I.R. itself it would be evident that no dowry was taken by the husband or in-laws at the time of marriage. The allegation of taking ornaments immediately after marriage is absolutely false and no complaint or F.I.R. was lodged with regard to it.

As a matter of fact, husband of the informant is working at Delhi and due to the matrimonial discord between husband and wife, this petitioner, who is old and ailing lady, has been falsely implicated in this case. The F.I.R. does not disclose any act so as to make out an offence under Section 498A of the I.P.C. There is nothing on record to suggest the date, time and place of any such assault or subjecting the informant to any physical or mental torture. Lastly, it is submitted that petitioner has recently suffered heart attack and on 17.01.2022 Stent was placed in her arteries. The relevant document has been annexed as Annexure-3.

Learned A.P.P. vehemently opposed the prayer for bail. It is submitted that medical papers pertain to the period much after incident.

Considering the submissions made, the anticipatory bail application is allowed. Accordingly, the petitioner- Meeta Goswami, is directed to surrender before the learned trial court within a period of four weeks and in the event of her arrest or surrender, she shall be released on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand only) with two sureties of the like amount each to the satisfaction of the Court below, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

**(Gautam Kumar Choudhary, J.)**

Anit